

REMARKS

This application is related to U.S. application ser. no. 10/419,077, which is a continuation application of the present application.

In the continuation application, the Examiner has allowed all of the pending claims over the cited prior art. In the interest of advancing prosecution of the present application, Applicant has amended the pending claims so that they now track the allowed claims of the continuation application.

In the present Office Action, the Examiner rejected claims 1-47 and 87-89 under 35 U.S.C. Section 112, second paragraph, as being indefinite for using the word “such as”. Applicant has amended the claims to remove such language.

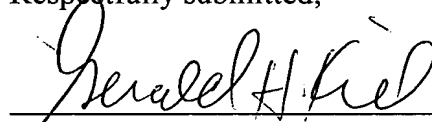
The Examiner rejected claims 48-86 and 90 under 35 U.S.C. Section 112, second paragraph, as being indefinite for failing to clearly define the wavelength dependent behavior. Applicant has amended claim 48 to delete the word “particularly” to make the claim more definite.

The Examiner rejected all pending claims under 35 U.S.C. Section 102(b) or Section 1032(a) under one or more of Jeffers, Yang, Okubo, Lee, Hochman, Kash, Simon, Yagi and Tuunanen. In view of the amendments that track the allowed claims of the continuation application, Applicant submits that these rejections are now moot.

Applicant is also submitting a color version of Figures. 13C and 13D under 37 C.F.R. Section 1.74 and MPEP Section 608.01(f) and respectfully requests the Examiner to enter the color figure version. A petition for admission of the color drawings is concurrently being submitted herewith.

Based upon the above amendments and remarks, Applicant respectfully requests reconsideration of this application and its early allowance. Should the Examiner feel that a telephone conference with Applicant's attorney would expedite prosecution of this application, the Examiner is urged to contact him at the number indicated below.

Respectfully submitted,

A handwritten signature in cursive script, reading "Gerald H. Kiel", is written over a horizontal line.

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